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Docket No. 14991.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

APPLICANT : ROBERT W. JONES

SERIAL NO : 10/751,510 ART UNIT: 1723

FILED : 1/6/2004 EXAMINER: UNASSIGNED

FOR : GUTTER FOAM FILTER

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**PETITION TO MAKE SPECIAL BASED UPON ACTUAL INFRINGEMENT**

Dear Sir:

Applicant hereby petitions to make this application special pursuant to the provisions of 37 CFR 1.102(d) and MPEP 708.02(II) based upon the facts that:

- (A) There is an infringing device or product actually on the market;
- (B) A rigid comparison of the infringing product with the claims of the application has been made, and in the opinion of the applicant some of the claims are unquestionably infringed; and
- (C) The applicant has caused to be made a careful and thorough search of the prior art.

Submitted herewith is the petition fee specified under 37 CFR 1.17(h).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

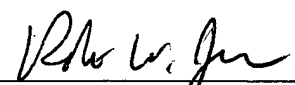
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LITMAN LAW  
OFFICES, LTD.  
P.O. BOX 15035  
ARLINGTON, VA 22215  
(703) 486-1000

Date: 6.29.04

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ROBERT W. JONES  
1214 Kelley Street  
Vienna, VA 22180